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All the  
**ORDINANCES**  
OF THE  
**LORDS and COMMONS**  
Assembled in  
**PARLIAMENT:**

For the true Payment of  
**TYTHES,**  
And other such duties according to  
the Lawes and Customs of  
this Realme.

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**O**Rdered by the Lords in Parliament Assembled, That  
these Ordinances for the due Payment of all Tythes  
and such other Duties, be forthwith Printed and Published.

*Ioh. Brown Cler. Parliamentorum.*

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London, Printed for *John Wright* at the  
Kings Head in the old Bayley.

All the

ORDINANCES

OF THE

FORDS and COMMONS

OF THE

PARLIAMENT

OF GREAT BRITAIN

IN THE

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and other Acts touching the same  
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London, Printed for John Wight at the  
sign of the star in the old Bailey



*Die Veneris, 8. Novemb. 1644.*

**An Ordinance of the Lords and Commons  
Assembled in Parliament, for the true Payment  
of Tythes and other such Duties, according to the  
Laws and Customs of this Realme.**



Whereas divers persons within the Realme of England and Dominion of Wales, taking advantage of the present distractions, and ayming at their owne profit, have refused, and still doe refuse to set out, yeeld, and pay Tythes, Offerings, Oblations, Obventions, and other such duties, according to the Law of the said Realme, to which they are the more incouraged both because there is not now any such compulsary meanes for recovery of them by any Ecclesiasticall proceedings, as heretofore hath ben; and also for that by reason of the present troubles there cannot be had speedy remedy for them in the temporall Courts, although they remain still due; and of right payable, as in former times. Be it therefore Declared and Ordained by the Lords and Commons in Parliament assembled, that every person & persons whatsoever within the said Realme and Dominion shall fully, truly and effectually set out, yeeld, & pay respectibely all and singular Tythes, Offerings, Oblations, Obventions, Rates for Tyths, and all other Duties commonly knowne by the name

of Tythes, and all arreares of them respectively to all and every the respective owners, Proprietors, Impropriators, and possessors, as well Lay as Ecclesiasticall respectively, their Executors and Administrators of Parsonages, Vicarages, or Rectories, either impropriate or presentative, or donative, and of Vicarages, and of portions of Tythes respectively within the said Realme and Dominion, according to the Law, custome, prescription, composition or contract respectively, by which they or any of them ought to have been set out, yeelded and paid at the beginning of this present Parliament, or two years before. And in all and every case where any person or persons hath at any time since the beginning of this present Parliament or two yeares before, subtracted, withdrawne, or failed in due payment of or hereafter at any time shall subtract, withdraw, or faile in due payment of any such Tythes, Offerings, Oblations, Obventions, Rates for Tythes, or any duty known by the name of Tythes, or Arreares of them or any of them, as aforesaid, the person or persons to whom the same is, hath been, or shall be respectively due, his Executors or Administrators, shall and may make his and their complaints thereof to any two Justices of Peace within the same County, City, Towne, Place, Riding, or Division, not being Patron nor Patrons of the Church where such subtraction, withdrawing, or faile of payment hath been or shall be; not being interested any way in the things in question: which Justices of Peace are Authorized hereby, and shall have full power to summon by reasonable warning before hand, all and every such person or persons against whom any such complaints shall be made to them,

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and after his or their appearance before them, or upon default made after the second summons the said summons being made as aforesaid, and proved before the said Justices by Oath, which said Justices hereby shall have power to administer the same, to heare and determine the said complaint, by sending for, and examining witnesses upon Oath, which said Oath the said Justices are hereby also authorized to administer, and admitting other proofs brought on either side, and thereupon shall in writing under their hands and Seals adjudge the case, and give reasonable costs and damages to either party, as in their judgement they shall thinke fit.

And be it further Ordained by the Authority aforesaid, That if any person or persons shall refuse to pay any such Tythes or sums of money as upon such complaint, and proceeding shall be by any such Justices of Peace adjudged as aforesaid: & shall not within thirty dayes next after notice of such judgement in writing under the hand & seal of such Justices of peace given to him or them, make full satisfaction thereof, according to the said judgement, in every such case the person and persons respectibely to whom any such Tythes or sums of money shall be upon such judgement due, shall and may by warrant from the said Justices, or either of them, distrain all and every, or any the goods & Chattels of the party or parties so refusing, and of the same to make sale, & to retain to himselfe, or themselves so much of the monies raised by sale thereof, as may satisfie the said judgement, returning the overplus thereof to the party or parties so refusing. And in case no sufficient distresse can be found, that then the said Justices of Peace, or any other Justices of Peace  
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of the same County, as aforesaid, shall and may commit all and every such person & persons so refusing to the next common Gaole of the said County, there to remain in sa. e custody without baile or mainprize, untill he or they respectively shall make full satisfaction, according to the said iudgement.

Provided alwayes, and it is further Ordained by the Authority aforesaid, that if any person or persons shall thinke him or themselves uniusly dealt with by or in any such iudgement, as aforesaid, then he or they respectively shall and may thereof complaine to the high Court of Chancery, where the cause between the parties shall be againe heard and determined; which Court shall hereby have full power and authority to summon the parties, and to heare and determine the same, and to suspend execution as the same Court shall see cause, and to give small iudgement therein with reasonable costs to the party or parties grieved by any such complaint brought before them.


Provided always that this Ordinance or any thing there in contained, shall not extend to any Tythes, Offerings, yeerly payment, or other Ecclesiasticall duties, due or to be due for any houses, buildings, or other hereditaments within the City of London or the Liberties ther. ec. which be otherwise provided for by Act of Parliament.

Joh. Browne Cler. Parliamentorum.



Die Lune 9. August, 1647.

An Additional Ordinance of the Lords and Commons Assembled in Parliament, for the true payment of Tyths & other Duties.

 Hereas some doubts have been raised, whither Ministers put into Livings and Sequestrations by Ordinance of both Houses of Parliament, or Committees thereunto authorized by them, be comprized within the Ordinance of the eight of November, 1644. Entituled, *An Ordinance of the Lords and Commons assembled in Parliament for the true payment of Tithes, and other such Duties according to the Laws and Custome of the Realme*, so as to recover their Tithes and other Duties by vertue thereof, and in what manner Justices of Peace ought to proceed upon the same. The Lords and Commons assembled in Parliament for the prevention of all such doubts and scruples, do Declare, that every Minister put, or which shall be put into any Parsonage, Rectory, Vicarage, or Ecclesiasticall Living, by way of Sequestration, or otherwise, by both or either the Houses of Parliament, or by any Committee, or other person or persons by Authority of any Ordinance or Order of Parliament, shall, and may sue for the recovery of his Tithes, Rates for Tithes, Rents and other Duties by vertue of the said Ordinance, in as full and ample manner to all intents and purposes, as any other Minister or other person whatsoever. And that the Justices of Peace mentioned in the said Ordinance, shall upon complaint to them made by any such Minister as aforesaid, or other person within the said Ordinance, immediately without delay issue out their Warrants to the Constables, petty-Constables, or other, or other Officers to summon such person or persons who already have, or hereafter shall refuse to set out, or pay, or shall substract their Tithes, Rates

Rates for Tithes, Rents, or other Duties, to appear before them at their next monethly meeting, or sooner; and use all possible expedition in the hearing and determining of such complaints; and shall likewise have power to award treble damages to the parties complaining, and shall award the same accordingly in all such Cases where the statute allowes and gives the same to any Minister or other person whatsoever.

And in case the summe or sums of money so adjudged and awarded, shall not be paid within the time in the said Ordinance mentioned, then the said Justices shall upon complaint to them made, send forth their Warrants to the Constables, Petty-Constables, or such other fit persons, as shall be by the parties named, to whom any such sum or summes upon such Judgement shall be due, and distrain all and every, or any the Goods and Chattels of any person or person so refusing; and to sell and dispose of the said Goods and Chattels according to the said Ordinance; and to impose such Fines and Penalties, not exceeding the sum of Forty shillings upon the Constables, Petty-Constables, and other Officers, who shall wilfully refuse or be negligent in executing their warrants, as they in their discretions shall thinke meet.

And because many appeals are brought into the Chancery upon former Ordinance for Tithes, rather for vexation and delay, then otherwise; Be it therefore Ordained, that no Appleale shall be received or admitted thereupon, untill the party appealing shall lay downe in mony, either with the said Justices of Peace, or in the Court of Chancery, the full value of the Tithes adjudged before the said Justices, by way of security, to persecute his appeale with effect, and to render double costs and damages to the party injur'd or delayed by the appeale, in case no reliefe be given upon the appeale to the persecutor.

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Provided that this Ordinance shall continue and be in full force from the foure and twentieth day of July, 1647. untill the first day of November, which shall be in the yeare, 1648.

*John Browne Cler. Parliamentorum.*

*Die Lunæ 23. August, 1647.*

An Ordinance for keeping in Godly Ministers placed in Livings by Authority of  
**PARLIAMENT.**

**V** Hereas divers Ministers in the severall Counties of this Kingdome for notorious Scandals and Delinquency, have been put out of their Livings by authority of Parliament, and Godly, Learned, and Orthodox Ministers placed in their rooms; And whereas the said Scandalous and Delinquent Ministers by force, or otherwayes, have entered upon Churches, and gained the possession of the Parsonage Houses, Tithes, and Profits thereunto belonging, and have obstructed the payment of Tithes, and other profits due by the Parishioners unto the Ministers placed in the said Churches by Authority aforesaid.

The Lords and Commons assembled in Parliament doe therefore Order and Ordaine, and be it Ordained by the said Lords and Commons, That Sheriffs, Mayor, Bayliffs, Justices of the Peace, all Deputy-Lieutenants, and Committees of Parliament in the severall Counties, Cities, and place within this Kingdom, do forthwith apprehend, or cause to be apprehended all such Ministers as by Authority of Parliament have

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been put out of any Church or Chappell within this Kingdome, or any other person or persons who have entred upon any such Church or Chappel, or gained the possession of such Parsonage houses, Tithes and Profits thereunto belonging, or have obstructed the payment of the Tithes, and other profits due by the Parishioners, to the said Ministers there placed by Authority of Parliament, or Sequestrators appointed, where no Ministers are settled to receive the same, and all such persons as have been Aiders, Abettors, or Assistors in the premises, and commit them to Prison, there to remaine untill satisfaction be made to the severall Ministers placed by the said Authority of Parliament for his or their damages sustained, as to the said Sheriffs, Mayors, Bayliffe, Justices of the Peace, Deputy-Lieutenants, or Committees of Parliament, or any two of them shall appeare to be just, upon hearing and proof made upon the Oath of two sufficient Witnesses ( which they or any two of them are hereby authorized to administer ) who are likewise required to restore, settle and quiet the possession in such Ministers as have been placed by the said Authority of *Parliament*, and they or any two of them have hereby power to raise Trained Bands, or any other forces within the said severall Counties, Cities and places to put this Ordinance in execution, and the said Sheriffs, Mayors, Bailiffs, Justices of the Peace, Deputy Lieutenants, and Committees of *Parliament* respectively, are hereby required to take effectuall course according to the severall Orders and Ordinances of *Parliament* in that behalfe made, that all men do pay their Tithes or profits due unto the said respective Ministers. And it is hereby further Ordered and Ordained. That the Committee appointed for the plundered Ministers have power to see this Ordinance put in execution. And it is further Ordained, That the Committee of complaints do give the like remedy to all such Ministers put in by  
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the said Authority of *Parliament*, and Sequestrators of the profits against whom any action shall be brought by any such delinquent, or scandalous Ministers, or any other claiming by or under them for their Livings, Tithes, and profits, as they are authorized unto by any Order or Ordinance in other cases.

It is lastly Ordered and Ordained, That if any such scandalous or delinquent Minister, put out as aforesaid, their aidors or abettors, shall at any time hereafter, disturbe, molest, or hinder such Minister as is put into such Church or Chappell as aforesaid, in the Exercising of the office of his Ministry, upon proof thereof made upon the oath of two Witnesses, before the said Sheriffs, Mayors, Bailiffs, Justices of Peace, deputy-Lieutenants, or Committees of Parliament, or any two of them; It shall and may be lawfull to and for the said Sheriffs, Mayors, Bailiffs, Justices of the peace, Deputy-Lieutenants, or Committees of Parliament, or any two of them, to commit such offender or Offenders to prison for one Month, so often as he or they shall so offend.

*Job. Browne Cler. Parliamentorum.*



*Die Martis 4 Aprill. 1648.*

AN  
ORDINANCE  
OF THE  
LORDS and COMMONS  
Assembled in  
PARLIAMENT.

For the beter payment of Tythes and Duties to the Ministers  
of the City of L O N D O N.

**W**hereas by an Ordinance of Parliament  
of the eight of Novem. Anno Dom. 1644.  
entituled, An Ordinance of the Lords and Com-  
mons assembled in Parliament, for the true pay-  
ment of Tythes, and other such Duties, according  
to the Lawes and Customs of the Realme, there is  
a proviso, That the said Ordinance, or any  
thing therein contained, shall not extend to any  
Tythes, Offerings, Yearly payments, or other  
Ecclesiasticall Duties, due or to be due for any  
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houses, buildings or other hereditaments within the City of London, or the Liberties thereof which be otherwise provided for by Act of Parliament: And whereas some doubt and scruple hath been made, whether the Lord Mayor of the City of London be sufficiently authorized to relieve such Ministers within the said Cities or the Liberties thereof, as have been put into any Benefice or Ecclesiasticall Living by way of Sequestration by both or either Houses of Parliament, or by the Committee of Plundered Ministers, or any other Committee of Parliament, Be it therefore Ordered and Ordained by the Lords and Commons in this present Parliament Assembled, That the said proviso in the before mentioned Ordinance of the eight of Novemb 1644. be hereby repealed and wholly made null and void, and that the said Ordinance of the eight of November, 1644. and the Ordinance of the ninth of August 1647. entitled, An additionall Ordinance of the Lords and Commons Assembled in Parliament, for the true payment of Tythes and other Duties, and the Ordinance of the 23. of August, 1645, entitled An Ordinance for the keeping of Godly Ministers placed in Livings by authority of Parliament, and all other Ordinances of Parliament,

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concerning the payment of Tythes, Rates for Tythes, Rents or other Duties, do extend to the said City of London, and the Liberties thereof, and be put in execution by the Lord Mayor of the said City for the time being, or by any two Justices of Peace within the said City or Liberties thereof, who are hereby authorized and required respectively, to require and command the aid of all Constables and other Officers that shall be by the said Mayor or Justices of Peace, as aforesaid appointed for their assistance in the due execution of this Ordinance, as well within their severall parishes or precincts as without, as well in cases of Sequestrations as otherwise, to all intents and purposes, and in the like manner as in & by the said Ordinances is Ordained, limited and appointed to be executed and done, in any other place or places within the Kingdome of England by the respective Justices of Peace, and other Officers in the said Ordinances mentioned.

Provided, That this Ordinance, or any thing therein contained, shal not be construed to extend to the payment of any other kind of Tythes, payments, rents or Duties, then such as have been paid at any time since the beginning of this Parliament, or two yeares before.

Joh. Browne Cler. Parliamentorum.



Die Veneris, 27. Octob. 1648.

*An Ordinance of the Lords and Commons assembled in Parliament, For the true payment of Tythes and other Duties, and for continuance of an Ordinance of the ninth of August, 1647.*



He Lords and Commons assembled in Parliament, Doe Order, Ordaine, and Declare, That the Ordinance of Parliament of the ninth of August, Anno Dom. 1647. Intituled, *An additionall Ordinance of the Lords and Commons Assembled in Parliament, For the true payment of Tythes and other duties*, shall continue, remaine and be, and hereby is continued to remaine and be in full force and strength, from the last day of October, Anno Dom. 1648. untill the first day of November, Anno Dom. 1650. any proviso of limitation, or restraint for ceasing, or determination thereof therein contained, or to the contrary in any wise notwithstanding. Provided alwayes that upon all appeals to be brought into the Chancery, the party appealing shall lay downe in money, either with the Justices of Peace, by whom any Order shall be made according to the purport of the said Ordinance, or in the Court of Chancery, the full value of the Tythes adjudged before

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Justices, together with the treble costs, the which Costs so to be defrayed, if they exceed ten pounds, or in default of payment shall be received or admitted; and is Ordained, That the penalty of five pounds upon Constables, petty-Constables, and other officers limited and appointed in and by the Statute in that behalf made, for neglecting to do their duty, shall be levied by way of distresse and sale of such Persons so neglecting or refusing to obey the commandment of the said Justices of Peace, or any of them, as shall by them be thereunto lawfully summoned, and the same to be employed to the use of the said Parish where such Constable or other officer shall inhabit.

*Browne Cler. Parliamentorum.*

**F I N I S.**